

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

CHARLES C. BARBER,	)	
	)	
Plaintiff,	)	
	)	
v.	)	1:04CV00118
	)	
TODD PINION, TERRY PEACOCK,	)	
and ROBERT NICHOLS,	)	
	)	
Defendants.	)	
_____	)	

ORDER

Tilley, District Judge

For the reasons set forth in an accompanying Memorandum Opinion, the Defendants' Second Motion for Summary Judgment [Doc. # 47] is GRANTED IN PART as to the state law claims and as to Defendants Todd Pinion and Terry Peacock and otherwise is DENIED.

This, the 28<sup>th</sup> day of September, 2007.

/s/ N. Carlton Tilley, Jr.  
United States District Judge